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SENATE BILL 216

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Cynthia Nava

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO PUBLIC SCHOOL FINANCE; AMENDING AND ENACTING  
SECTIONS OF THE NMSA 1978 PERTAINING TO PROGRAM COST  
CALCULATIONS; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 22-8-18 NMSA 1978 (being Laws 1974,  
Chapter 8, Section 8, as amended) is amended to read:

"22-8-18. PROGRAM COST CALCULATION--LOCAL SCHOOL BOARD  
RESPONSIBILITY. --

A. The total program units for the purpose of  
computing the program cost shall be calculated by multiplying  
the sum of the program units itemized as Paragraphs (1) through  
(4) ~~[in]~~ of this subsection by the ~~[instruction]~~ instructional  
staff training and experience index and adding the program  
units itemized as Paragraphs (5) through ~~[(8) in]~~ (9) of this

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1 subsection. The itemized program units are as follows:

- 2 (1) early childhood education;
- 3 (2) basic education;
- 4 (3) special education, adjusted by subtracting  
5 the units derived from membership in class D special education  
6 programs in private, nonsectarian, nonprofit training centers;
- 7 (4) bilingual multicultural education;
- 8 (5) size adjustment;
- 9 (6) at-risk program;
- 10 (7) enrollment growth or new district  
11 adjustment; [~~and~~]
- 12 (8) special education units derived from  
13 membership in class D special education programs in private,  
14 nonsectarian, nonprofit training centers; and
- 15 (9) national board for professional teaching  
16 standards certification.

17 B. The total program cost calculated as prescribed  
18 in Subsection A of this section includes the cost of early  
19 childhood, special, bilingual multicultural and vocational  
20 education and other remedial or enrichment programs. It is the  
21 responsibility of the local school board to determine its  
22 priorities in terms of the needs of the community served by  
23 that board. Funds generated under the Public School Finance  
24 Act are discretionary to local school boards [~~provided that~~] if  
25 the special program needs as enumerated in this section are

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1 met. "

2 Section 2. A new section of the Public School Finance  
3 Act, Section 22-8-23.4 NMSA 1978, is enacted to read:

4 "22-8-23.4. [NEW MATERIAL] NATIONAL BOARD FOR  
5 PROFESSIONAL TEACHING STANDARDS--CERTIFIED TEACHERS PROGRAM  
6 UNITS.--The number of program units for teachers certified by  
7 the national board for professional teaching standards is  
8 determined by multiplying by one and one-half the number of  
9 teachers certified by the national board for professional  
10 teaching standards employed by the school district on or before  
11 the fortieth day of the school year and verified by the  
12 department. Department approval of these units shall be  
13 contingent on verification by the school district that these  
14 teachers are receiving a one-time salary differential equal to  
15 or greater than the amount generated by the units multiplied by  
16 the program unit value during the fiscal year in which the  
17 school district will receive these units. "

18 Section 3. APPROPRIATION.--Four hundred seventy thousand  
19 dollars (\$470,000) is appropriated from the general fund to the  
20 state department of public education for expenditure in fiscal  
21 year 2004 to provide teachers who are certified by the national  
22 board for professional teaching standards with a one-time  
23 salary increase. Any unexpended or unencumbered balance  
24 remaining at the end of fiscal year 2004 shall revert to the  
25 general fund.

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